1 Joseph H. Harrington FILED IN THE U.S. DISTRICT COURT EASTERN DISTRICT OF WASHINGTON Acting United States Attorney 2 Eastern District of Washington 3 Timothy J. Ohms SEP 2 1 2021 Assistant United States Attorney SEAN F. McAVOY, CLERK 4 Post Office Box 1494 SPOKANE, WASHINGTON 5 Spokane, WA 99210-1494 Telephone: (509) 353-2767 6 7 UNITED STATES DISTRICT COURT 8 FOR THE EASTERN DISTRICT OF WASHINGTON 9 UNITED STATES OF AMERICA, 10 2:21-CR-00093-RMP Plaintiff. 11 SUPERSEDING INDICTMENT 12 V. 13 Vio: 18 U.S.C. § 2261A(2)(A), (B) Cyberstalking KIMBERLY ANN BRISCHLE, 14 (Count 1) 15 Defendant. 18 U.S.C. § 2261A(1)(A), (B) 16 Interstate Stalking 17 (Count 2) 18 18 U.S.C. § 844(h) Use of Fire in 19 the Commission of a Federal 20 Felony Offense 21 (Count 3) 22 The Grand Jury charges: 23 24 COUNT 1 25 Beginning on a date unknown, but by April 27, 2021, and continuing until 26 27 on or about July 20, 2021, in the Eastern District of Washington and elsewhere, 28 the Defendant, KIMBERLY ANN BRISCHLE, with the intent to injure, harass,

SUPERSEDING INDICTMENT – 1

and intimidate W.B., used facilities of interstate and foreign commerce to engage in a course of conduct that placed W.B. in reasonable fear of death and serious bodily injury to W.B. and to a pet of W.B. and that caused and would be reasonably expected to cause substantial emotional distress to W.B., in violation of 18 U.S.C. §§ 2261A(2)(A), (B), 2261(b)(5).

## COUNT 2

On or about April 28, 2021, in the Eastern District of Washington and elsewhere, the Defendant, KIMBERLY ANN BRISCHLE, traveled in interstate commerce with the intent to injure, harass, and intimidate W.B., and in the course of and as a result of such travel, engaged in conduct that placed W.B. in reasonable fear of death and serious bodily injury to W.B. and to a pet of W.B. and that caused and would be reasonably be expected to cause substantial emotional distress to W.B., in violation of 18 U.S.C. §§ 2261A(1)(A), (B), 2261(b)(5).

## COUNT 3

On or about April 28, 2021, in the Eastern District of Washington, the

Defendant, KIMBERLY ANN BRISCHLE, knowingly used fire to commit

Interstate Stalking, a felony prosecutable in a court of the United States pursuant to

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18 U.S.C. § 2261A, by setting a residence located at 3111 E. 44th Avenue, Spokane, Washington, on fire, in violation of 18 U.S.C. § 844(h). DATED this  $21^{51}$  day of September 2021. Joseph H. Harrington Acting United States Attorney Timothy J. Ohms Assistant United States Attorney